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7 Attorneys for Plaintiff
 United States of America

8 UNITED STATES DISTRICT COURT
 9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,)	Civil No. 07cv2158 JLS (RBB)
)	
11 Plaintiff,)	JOINT MOTION FOR
)	JUDGMENT OF FORFEITURE
12 v.)	
)	
13 \$4,000 IN U.S. CURRENCY,)	
)	
14 Defendant.)	
15)	

16 The United States of America, by and through its counsel, Karen P. Hewitt, United States
 17 Attorney, and David M. McNees, Special Assistant U.S. Attorney, and the claimants, Gary Douglas
 18 Pierson and Maralyn Pierson ("Claimants"), and their attorney of record, Nicholas DePento, agree
 19 as follows:

20 1. The parties have entered into this joint motion in order to resolve the matter of the
 21 seizure and forfeiture of the above-referenced defendant ("defendant currency").

22 2. The parties have agreed to a settlement which is hereinafter described in its
 23 particulars.

24 3. \$2000 of the defendant currency shall be forfeited and condemned to the
 25 United States pursuant to Title 21, United States Code, Section 881. Judgment shall be entered in
 26 favor of the United States on its complaint. The remainder of the defendant currency, \$2000 plus
 27 interest, according to law, shall be returned to Claimants Gary Douglas Pierson and Maralyn
 28

Pierson, through their attorney of record, Nicholas DePento.

4. Costs incurred by the United States incident to the seizure and custody of the defendant currency, if any, shall be borne by the United States.

5. The person or persons who made the seizure or the prosecutor shall not be liable to suit or judgment on account of such seizure in accordance with Title 28, United States Code, Section 2465. Claimant agrees that by entering into this joint motion, they have not "substantially prevailed" within the meaning of 28 U.S.C. § 2465. Each party shall bear its own costs and expenses, including attorney fees.

6. Claimants warrant and represents as a material fact that they are the sole owner of the defendant currency and further warrants that no other person or entity has any right, claim or interest in the Defendant, and that they will defend and indemnify the United States against any and all claims made against it on account of the seizure and forfeiture of the defendant currency.

7. The claimants, their agents, employees, or assigns, shall hold and save harmless the United States of America, its agents and employees, from any and all claims which might result from the seizure of the defendant.

8. Following forfeiture of the United States' portion and distribution of the Claimant's portion of the defendant currency as described above, the case shall be closed.

DATED:

7-7-08

KAREN P. HEWITT
United States Attorney

David M. McNees

DAVID M. McNEES
Special Assistant U.S. Attorney
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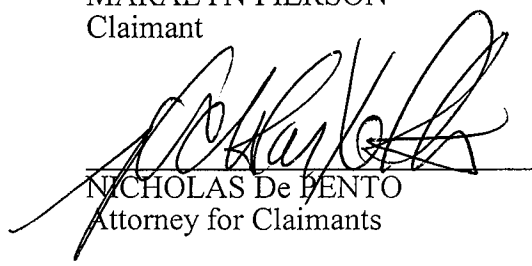
DATED: 6-26-08

Gary Douglas Pierson
GARY DOUGLAS PIERSON
Claimant

1
2 DATED: 6.26.08


MARALYN PIERSON
Claimant

3
4
5 DATED: 6-30-08


NICHOLAS De PENTO
Attorney for Claimants

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8 Joint Motion for Judgment of Forfeiture
9 United States v. \$40,000 IN U.S. CURRENCY
Civil No. 07cv2158
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